

**SUPREME COURT MINUTES  
WEDNESDAY, MAY 21, 2003  
SAN FRANCISCO, CALIFORNIA**

**S102729**

H022214 Sixth Appellate District

MARQUEZ (VINCENT) ON H.C.

Opinion modified - no change in judgment

**S101003**A093002 First Appellate District,  
Division TwoCRUZ v. PACIFICARE HEALTH SYSTEMS  
Request for modification denied

Werdegar, J., was recused and did not  
participate.

**S115009**

C041479 Third Appellate District

JENNINGS (MICHAEL LEE) ON H.C.

Petition for review granted (criminal case)

Votes: George, CJ., Kennard, Werdegar,  
Brown and Moreno, JJ.

**S115090**

C038802 Third Appellate District

PEOPLE v. CARMONY

Petition for review granted (criminal case)

Votes: George, CJ., Kennard, Baxter and  
Brown, JJ.

**S110662**SOUTHERN CALIFORNIA EDISON v. LYNCH  
Additional issues ordered

In addition to other matters raised in the  
briefs, counsel are requested to be prepared at  
oral argument to provide responses to the  
following questions:

1. The settlement agreement between the  
Public Utilities Commission (PUC) and  
Southern California Edison Company (SCE)  
appears, on its face, to provide for SCE's  
recovery of certain of its *procurement*  
liabilities, yet PUC now maintains that  
*generation* related costs, rather than  
procurement costs, are intended to be  
recovered under the settlement. What is  
PUC's justification for taking apparently

disparate positions on this point?

2. (a) Was the purpose of PUC's March 2001 accounting change to more accurately measure recovery of stranded costs in order to determine whether or not AB 1890's rate freeze had ended?

(b) If so, should that accounting decision also govern how costs recovered under a later settlement are to be characterized?

3. (a) Did PUC, by agreeing to maintain the settlement-date rates through 2003 if necessary in order for SCE to recover its procurement costs, "change" the rate (for purposes of the Bagley-Keene Open Meeting Act or Public Utility Code section 454) *by adding to it a fixed duration*?

(b) Do electricity rates determined by PUC ordinarily have a term of years?

(c) If not, under what circumstances and at what time may PUC *reduce* an electric utility's rates?

4. (a) Does Public Utility Code section 454 apply to all rate changes, or only those initiated by a formal application?

(b) Can a rate ever be significantly increased by any means other than an application

(c) Can PUC ever, in settlement of litigation, change an electric utility rate?

5. If either Bagley-Keene Act or Public Utility Code section 454 was violated, is that fatal to the settlement agreement in this case?

**S113803**

H023838 Sixth Appellate District

PEOPLE v. JOHNSON

Issues ordered limited

The issue to be briefed and argued before this court is limited to: Where the trial court recalls a sentence under Penal Code section 1170, subdivision (d), and resentences defendant, is defendant entitled to presentence credit under Penal Code section 4019 for the time served between his original sentencing and the resentencing? (Cal. Rules of Court, rule 29 (a).)

**S115020**

H023299 Sixth Appellate District

## PEOPLE v. CAMPBELL

Review granted/briefing deferred (rule 29.1)

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Canty*, S109537 (see Cal. Rules of Court, rule 28.2 (c) ), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.1, is deferred pending further order of the court.

Votes: George, CJ., Kennard, Baxter, Werdegar, Chin, Brown and Moreno, JJ.

**S115134**

F038894 Fifth Appellate District

## PEOPLE v. SALINAS

Review granted/briefing deferred (rule 29.1)

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Brown*, S113929 (see Cal. Rules of Court, rule 28.2 (c) ), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.1, is deferred pending further order of the court.

Votes: George, CJ., Kennard, Baxter, Werdegar, Chin, Brown and Moreno, JJ.

**S115219**B157914 Second Appellate District,  
Division Eight

## DEGREZIA v. S.C. (BLUE CROSS)

Review granted/briefing deferred (rule 29.1)

Further action in this matter is deferred pending consideration and disposition of a related issue in *St. Agnes Medical Center v. Pacificare of California*, S111323 (see Cal. Rules of Court, rule 28.2 (c) ), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.1, is deferred pending further order of the court.

Votes: George, CJ., Kennard, Baxter, Werdegar, Chin, Brown and Moreno, JJ.

**S115103**

F041552 Fifth Appellate District

## LUCKEY v. W.C.A.B. (BOARD)

Petition for review granted; transferred to CA 5

The matter is transferred to the Court of Appeal, Fifth Appellate District, with directions to vacate its order denying the writ petition and to issue a writ of review to be heard before the court when the proceeding is ordered on calendar.

Votes: George, CJ., Kennard, Werdegar, Chin, Brown and Moreno, JJ.

**S108558**B149365 Second Appellate District,  
Division Five

## ASSOCIATED AVIATION v. PUREX INDUSTRIES

Transferred to CA 2/5 after hold

The above-entitled review is hereby transferred to the Court of Appeal, Second Appellate District, Division Five, with directions to vacate its decision and to reconsider the cause in light of *Henkel v. Hartford Acc. & Indemnity Co.* (2003) 29 Cal.4th 934.

Votes: George, C.J., Kennard, Baxter, Werdegar, Chin, Brown and Moreno, JJ.

**S113759**B155736 Second Appellate District,  
Division Eight

## TAIHEIYO CEMENT v. S.C. (JEONG)

Order filed

Good cause appearing, briefing in the above-captioned matters is deferred pending (1) the United States Supreme Court's decision in *American Ins. Assoc. v. Garamendi*, No. 02-272 (cert. Granted Jan. 10, 2003) and (2) further order of this court.

**S114470**G030056 Fourth Appellate District,  
Division Three

## MITSUBISHI MATERIALS v. S.C. (DILLMAN)

Order filed

Good cause appearing, briefing in the above-captioned matters is deferred pending (1) the United States Supreme Court's decision in *American Ins. Assoc. v. Garamendi*, No. 02-272 (cert. granted Jan 10, 2003) and (2) further order of this court.

**S114157**

B162987 Second Appellate District,  
Division One

CALIF. COMMISSION ON PEACE OFFICER  
STANDARDS v. S.C. (L.A. TIMES COMM.)  
Petition for review & publication request denied

**S114170**

B161117 Second Appellate District,  
Division Seven

MEHDIZADEH (DAVID) ON H.C.  
Petition for review denied

**S114341**

C038754 Third Appellate District

TRINKLE v. CALIFORNIA STATE LOTTERY  
Petition for review denied

**S114361**

H021871 Sixth Appellate District

HOCHMAN v. OAK TECHNOLOGY  
Petition for review denied

**S114392**

B161535 Second Appellate District,  
Division Eight

TAYLOR (ALLEN RAYMOND) ON H.C.  
Petition for review denied

Request for judicial notice granted.

**S114409**

B165321 Second Appellate District,  
Division Four

GONZALEZ (JUAN M.) ON H.C.  
Petition for review denied

**S114440**

D037855 Fourth Appellate District,  
Division One

PEOPLE v. FRAZER  
Petition for review denied

Baxter, J., and Moreno, J., are of the opinion  
the petition should be granted.

**S114518**

B139768 Second Appellate District,  
Division Six

MARDESICH v. CALIFORNIA YOUTHFUL  
OFFENDER PAROLE BOARD  
Petition for review & publication request denied

**S114564**

D039686 Fourth Appellate District,  
Division One

JAMES v. CITY OF CORONADO  
Petition for review & depublication request denied

**S114573**

G030262 Fourth Appellate District,  
Division Three

**KENT v. BANK OF AMERICA**

Petition for review denied

Chin, J., was recused and did not participate.

**S114588**

H020648 Sixth Appellate District  
H022038

**MHC OPERATING v. CITY OF SAN JOSE**

Petition for review denied

**S114630**

A094287 First Appellate District,  
Division Five

**PEOPLE v. JONES**

Petition for review denied

**S114632**

A098187 First Appellate District,  
Division One

**PEOPLE v. VASQUEZ**

Petition for review denied

**S114636**

F039747 Fifth Appellate District

**PEOPLE v. CONNERY**

Petition for review denied

**S114658**

F037903 Fifth Appellate District  
F038429

**PEOPLE v. LUSTER**

Petitions for review denied

**S114696**

A095894 First Appellate District,  
Division Three

**KIDD v. THE GREENSPAN COMPANY**

Petition for review denied

**S114733**

G029885 Fourth Appellate District,  
Division Three

**GUERIN v. 21ST CENTURY INSURANCE CO.**

Petition for review denied

**S114764**

F041039 Fifth Appellate District

**S. (MORGAN), IN RE**

Petition for review denied

**S114787**

C035643 Third Appellate District  
C035677

**PEOPLE v. BELL**

Petitions for review denied

Kennard, J., is of the opinion appellant Donna  
Lemaire's petition should be granted.

**S114824**

G028513 Fourth Appellate District,  
G028738 Division Three

TRAVEL AMERICA, INC. v. CAMP COAST TO  
COAST, INC.

Petition for review denied

**S114844**

A102020 First Appellate District,  
Division One

FREEMAN v. S.C. (RITCHIE)

Petition for review and application for stay denied

**S114922**

B156471 Second Appellate District,  
Division Two

PEOPLE v. SINUHE

Petitions for review denied

**S114928**

B155265 Second Appellate District,  
Division Six

PEOPLE v. HODGES

Petition for review denied

**S114955**

B149596 Second Appellate District,  
Division Two

PEOPLE v. PORTELLES

Petition for review denied

**S114964**

G028467 Fourth Appellate District,  
Division Three

SOUTH PACIFIC IMPORT v. HO

Petitions for review denied

**S114968**

B157516 Second Appellate District,  
Division One

BLAU v. CATHOLIC HEALTHCARE WEST

Petition for review & publication request denied

**S114998**

B158735 Second Appellate District,  
Division Four

PEOPLE v. CLARK

Petitions for review denied

**S115005**

A092144 First Appellate District,  
Division Three

PEOPLE v. GUZMAN

Petition for review denied

**S115007**

B160300 Second Appellate District

LYLES v. RESURGENT

Petition for review denied

**S115010**

H022280 Sixth Appellate District

PEOPLE v. LYTLE

Petition for review denied

**S115015**A093089 First Appellate District,  
Division Two

PEOPLE v. CAAMAL

Petition for review denied

**S115019**B162662 Second Appellate District,  
Division Three

KRAUSE v. EBNER

Petition for review denied

**S115042**B146491 Second Appellate District,  
Division Three

PEOPLE v. PHAN

Petitions for review denied

**S115053**B156984 Second Appellate District,  
Division Six

PEOPLE v. CISNEROS

Petition for review denied

**S115055**G031972 Fourth Appellate District,  
Division Three

SANCHEZ, ON H.C.

Petition for review denied

**S115059**D039936 Fourth Appellate District,  
Division One

PEOPLE v. POLLARD

Petition for review denied

**S115065**

C040284 Third Appellate District

PEOPLE v. JOSEPH

Petition for review denied

**S115067**A099527 First Appellate District,  
Division One

PEOPLE v. GABARRETTE

Petition for review denied

**S115072**

H023737 Sixth Appellate District

PEOPLE v. CARDENAS

Petition for review denied



**S115083**

H024044 Sixth Appellate District

PEOPLE v. ANGELES

Petition for review denied

**S115095**E032059 Fourth Appellate District,  
Division Two

G. (MARLON), IN RE

Petition for review denied

**S115096**B156275 Second Appellate District,  
Division One

PEOPLE v. WILSON

Petitions for review denied

**S115100**D038433 Fourth Appellate District,  
Division One

PEOPLE v. JACKSON

Petition for review denied

**S115101**A095839 First Appellate District,  
Division Five

PEOPLE v. DIESSO

Petition for review denied

**S115102**B155473 Second Appellate District,  
Division Six

PEOPLE v. KLEIN

Petition for review denied

**S115105**B153096 Second Appellate District,  
Division Five

PEOPLE v. HERNANDEZ

Petition for review denied

**S115106**

F039644 Fifth Appellate District

PEOPLE v. GONZALES

Petition for review denied

**S115110**B166056 Second Appellate District,  
Division Seven

WITHERS v. S.C. (PEOPLE)

Petition for review denied

**S115112**C.E.C. ENTERTAINMENT v. DEPT. OF  
ALCOHOLIC BEVERAGE CONTROL et al.  
Petition for writ of review denied

<b>S115117</b> C038701 Third Appellate District	PEOPLE v. JOHNSON Petition for review denied
<b>S115122</b> A097538 First Appellate District, Division Two	PEOPLE v. BIBLE Petition for review denied
<b>S115128</b> H023403 Sixth Appellate District	PEOPLE v. LAMOTHE Petition for review denied
<b>S115129</b> F039187 Fifth Appellate District	PEOPLE v. WOODS Petition for review denied
<b>S115130</b> E033401 Fourth Appellate District, Division Two	SANCHEZ v. S.C. (PEOPLE) Petition for review denied
<b>S115132</b> D039671 Fourth Appellate District, Division One	PEOPLE v. CAMACHO Petition for review denied
<b>S115140</b> B160665 Second Appellate District, Division Five	PEOPLE v. NASH Petition for review denied
<b>S115141</b> H024167 Sixth Appellate District	LAMOTHE (ANDRE JOSEPH) ON H.C. Petition for review denied
<b>S115152</b> A096707 First Appellate District, Division Five	PEOPLE v. PONCE Petition for review denied
<b>S115164</b> E030482 Fourth Appellate District, Division Two	PEOPLE v. SANCHEZ Petition for review denied
<b>S115170</b> B154069 Second Appellate District, Division Two	REMINGTON v. SPIELBERG Petition for review denied

<b>S115171</b> C041379 Third Appellate District	M. (ALICIA), IN RE Petition for review denied
<b>S115173</b> B157262 Second Appellate District, Division Eight	PEOPLE v. ROBINSON Petition for review denied
<b>S115178</b> B158522 Second Appellate District, Division Seven	PEOPLE v. LOPEZ Petition for review denied
<b>S115179</b> B154550 Second Appellate District, Division Eight	PEOPLE v. VILLARREAL Petition for review denied
<b>S115184</b> A095974 First Appellate District, Division Five	PEOPLE v. KELLY Petition for review denied
<b>S115188</b> B152866 Second Appellate District, Division Five	PEOPLE v. TORRES Petition for review denied
<b>S115193</b> B155957 Second Appellate District, Division Four	PEOPLE v. JACKSON Petition for review denied
<b>S115194</b> H023477 Sixth Appellate District	PEOPLE v. VEGA Petition for review denied
<b>S115200</b> B159428 Second Appellate District, Division Two	DELSON v. LOTTS Petition for review denied
<b>S115202</b> H025457 Sixth Appellate District	QUINONEZ v. S.C. (PEOPLE) Petition for review denied

**S115207**

B160035 Second Appellate District,  
Division Three

PEOPLE v. BROWN

Petition for review denied

**S115208**

D038859 Fourth Appellate District,  
Division One

PEOPLE v. RODRIGUEZ

Petition for review denied

**S115214**

C039273 Third Appellate District

PEOPLE v. COTTON

Petition for review denied

**S115222**

B158087 Second Appellate District,  
Division Two

PEOPLE v. CARTER

Petition for review denied

**S115224**

C041001 Third Appellate District

PEOPLE v. LEDFORD

Petition for review denied

**S115236**

F038116 Fifth Appellate District

PEOPLE v. HUNTER

Petition for review denied

**S115242**

D039388 Fourth Appellate District,  
Division One

PEOPLE v. ABDULLE

Petition for review denied

**S115257**

B155605 Second Appellate District,  
Division Four

PEOPLE v. DIAZ

Petition for review denied

**S115263**

A098283 First Appellate District,  
Division One

PEOPLE v. BURRELL

Petition for review denied

**S115266**

E031322 Fourth Appellate District,  
Division Two

N. (HILDA), CONSERVATORSHIP OF

Petition for review denied

<b>S115271</b> B158559 Second Appellate District, Division Three	VASQUEZ v. HADAYA Petition for review denied
<b>S115285</b> F040492 Fifth Appellate District	S. (NEHEMIAH) , IN RE Petition for review denied
<b>S115287</b> F042575 Fifth Appellate District	JOHNSON (DAVID) ON H.C. Petition for review denied
<b>S115312</b> B166063 Second Appellate District, Division Eight	CURL v. S.C. (ROE) Petition for review denied
<b>S115538</b>	MCELROY (LATWAHN) ON H.C. Petition for writ of mandate/prohibition denied
<b>S115628</b> C043669 Third Appellate District	EDUCATIONAL TOURS v. S.C. (NEIMEYER) Petition for review and application for stay denied
<b>S115795</b> B141349 Second Appellate District, Division Four	ASH v. ASH Petition for review and application for stay denied
<b>S115800</b> B131155 Second Appellate District, Division Four	ASH v. ASH Petition for review and application for stay denied
<b>S115802</b> B166726 Second Appellate District, Division Four	RECENDIZ (JESUS) ON H.C Petition for review denied
<b>S115942</b> B166680 Second Appellate District, Division Eight	BROADNAX v. S.C. (PEOPLE) Petition for review and application for stay denied
<b>S104378</b>	ROSE (CLARENCE L.) ON H.C. Petition for writ of habeas corpus denied

<b>S105294</b>	FRESQUEZ (LOUIS R.) ON H.C. Petition for writ of habeas corpus denied
<b>S109772</b>	DRISCOLL (KEVIN D.) ON H.C. Petition for writ of habeas corpus denied
<b>S109809</b>	SHORTRIDGE (PAUL J.) ON H.C. Petition for writ of habeas corpus denied
<b>S109850</b>	HALL (HAROLD) ON H.C. Petition for writ of habeas corpus denied with citation(s)
<b>S109919</b>	MORELAND (DESMOND M.) ON H.C. Petition for writ of habeas corpus denied
<b>S110012</b>	SLEDGE (DERRICK LEE) ON H.C. Petition for writ of habeas corpus denied with citation(s)
<b>S110045</b>	PULSIPHER (STEVEN R.) ON H.C. Petition for writ of habeas corpus denied with citation(s)
<b>S110075</b>	WHITE (MEGAN) ON H.C. Petition for writ of habeas corpus denied with citation(s)
<b>S110132</b>	RICHARD (JOSEPH) ON H.C. Petition for writ of habeas corpus denied
<b>S110308</b>	GEORGE (ARTURO R.) ON H.C. Petition for writ of habeas corpus denied with citation(s)
<b>S110386</b>	MACIEL (JAMES D.) ON H.C. Petition for writ of habeas corpus denied

<b>S110394</b>	JAMERSON (KEITH) ON H.C. Petition for writ of habeas corpus denied
<b>S110396</b>	JAMERSON (KEITH) ON H.C. Petition for writ of habeas corpus denied
<b>S110434</b>	ROBERTSON (HAROLD) ON H.C. Petition for writ of habeas corpus denied with citation(s)
<b>S110481</b>	CRUZ (EDUARDO A.) ON H.C. Petition for writ of habeas corpus denied
<b>S110531</b>	MARTINEZ (PETER A.) ON H.C. Petition for writ of habeas corpus denied
<b>S110559</b>	MASSEY (LAWRENCE E.) ON H.C. Petition for writ of habeas corpus denied
<b>S110781</b>	RODRIGUEZ (ROGER) ON H.C. Petition for writ of habeas corpus denied
<b>S110820</b>	TAYLOR (DURIAS LMAR) ON H.C. Petition for writ of habeas corpus denied with citation(s)
<b>S112303</b>	AGUAYO (IGNACIO) ON H.C. Petition for writ of habeas corpus denied
<b>S112306</b>	KURBEGOVICH (MUHAREM) ON H.C. Petition for writ of habeas corpus denied with citation(s)
<b>S112335</b>	SANTOS (JOSEPH L.) ON H.C. Petition for writ of habeas corpus denied with citation(s)

<b>S112338</b>	FUENTES (TOMMY) ON H.C. Petition for writ of habeas corpus denied with citation(s)
<b>S112506</b>	DOUGLAS (MICHAEL H.) ON H.C. Petition for writ of habeas corpus denied
<b>S112513</b>	HARRIS (ARTHUR) ON H.C. Petition for writ of habeas corpus denied with citation(s)
<b>S112602</b>	HAULTAIN (PHILIP) ON H.C. Petition for writ of habeas corpus denied with citation(s)
<b>S112659</b>	OATES (JIMMIE LEE) ON H.C. Petition for writ of habeas corpus denied  Petition for writ of habeas corpus and motion to consolidate with <i>People v. Oates</i> , S106796, denied.
<b>S114556</b>	KURBEGOVICH (MUHAREM) ON H.C. Petition for writ of habeas corpus denied with citation(s)
<b>S115225</b>	MOSSIAH (MICHAEL) ON H.C. Petition for writ of habeas corpus denied with citation(s)
<b>S115270</b>	KURBEGOVICH (MUHAREM) ON H.C. Petition for writ of habeas corpus denied with citation(s)
<b>S115406</b>	FORD (ISAAC) ON H.C. Petition for writ of habeas corpus denied
<b>S115694</b>	STEWART (HUNSDON C.) ON H.C. Petition for writ of habeas corpus denied



**S114182**

B146142 Second Appellate District,  
Division One

KONG v. CITY OF HAWAIIAN GARDENS REDEV  
Publication ordered (case closed)

On the recommendation of the Court of  
Appeal pursuant to rule 978 of the California  
Rules of Court, the Reporter of Decisions is  
directed to publish the opinion in the above-  
entitled appeal in the Official Reports. See  
rule 978(c), California Rules of Court.

**S112316**

E030836 Fourth Appellate District,  
Division Two

BAILEY v. OUTDOOR MEDIA  
Publication request denied (case closed)

**S114323**

D039023 Fourth Appellate District,  
Division One

BURTECH PIPELINE v. DUDEK & ASSOCIATES  
Publication request denied (case closed)

**S114525**

B153030 Second Appellate District,  
Division Eight

FLIGHTSAFETY INTERNATIONAL INC. v.  
LOS ANGELES ASSESSMENT APPEALS BD.  
(L.A. COUNTY BD. OF SUPERVISORS)  
Depublication request denied (case closed)

**S114945**

B151173 Second Appellate District,  
Division Three

COLORES v. BOARD OF TRUSTEES OF  
CALIFORNIA STATE UNIVERSITY  
Depublication request denied (case closed)

**S115145**

B158641 Second Appellate District,  
Division Seven

B. (ANGEL), IN RE  
Publication request denied (case closed)

**S115158**

G030164 Fourth Appellate District,  
G030165 Division Three

SERIO v. S.C. (HILL)  
Publication request denied (case closed)

**S115186**

G030903 Fourth Appellate District,  
Division Three

R. (ERLINDA), IN RE  
Publication request denied (case closed)

**S115337**

C036850 Third Appellate District

PEOPLE v. ABBASZADEH  
Depublication request denied (case closed)

**S115367**E033105 Fourth Appellate District,  
Division TwoRIVERSIDE COUNTY TRANSPORTATION v. S.C.  
(RASMUSSEN  
Publication request denied (case closed)**S033360**PEOPLE v. WALLACE (KEONE)  
Extension of time granted

to July 22, 2003 to file respondent's brief.  
After that date, only one further extension  
totaling about 60 additional days is  
contemplated. Extension is granted based  
upon Deputy Attorney General Alison Elle  
Aleman's representation that she anticipates  
filing that brief by 9/16/2003.

**S044693**PEOPLE v. WALL (RANDALL C.)  
Extension of time granted

to July 22, 2003 to file appellant's opening  
brief.

**S058092**PEOPLE v. HARRIS (MAURICE)  
Extension of time granted

to July 21, 2003 to file respondent's brief.

**S066939**PEOPLE v. ALLEN & JOHNSON  
Extension of time granted

to July 11, 2003 to appellant ALLEN to file  
appellant's opening brief. The court  
anticipates that after that date, only two  
further extensions totaling 120 additional days  
will be granted. Counsel is ordered to inform  
his or her assisting attorney or entity, if any,  
and any assisting attorney or entity of any  
separate counsel of record, of this schedule,  
and to take all steps necessary to meet it.

**S073316**PEOPLE v. EDWARDS (ROBERT)  
Extension of time granted

to July 22, 2003 to appellant to request correction of the record. After that date, only two further extensions totaling 130 additional days will be granted. Extension is granted based upon counsel Michael D. Abzug's representation that he anticipates filing the request in the superior court by 11/30/2003. Counsel for appellant is ordered to serve a copy of the record correction motion on this court upon its filing in the superior court.

**S102580**STEWART (RICHARD) ON H.C.  
Extension of time granted

to June 16, 2003 to file the informal response to the petition for writ of habeas corpus. After that date, only two further extensions totaling about 50 additional days will be granted. Extension is granted based upon counsel Melissa Hill's representation that she anticipates filing that document by 8/8/2003.

**S104807**COFFMAN (CYNTHIA L.) ON H.C.  
Extension of time granted

to June 18, 2003 to file the reply to the informal response to the petition for writ of habeas corpus. Extension is granted based upon counsel Jeannie Sternberg's representation that she anticipates filing that document by 6/18/2003. After that date, no further extension will be granted.

**S106273**B143771 Second Appellate District,  
Division SevenPEOPLE v. SEEL  
Extension of time granted

Time to serve and file appellant's reply brief on the merits is extended to and including June 16, 2003.

**S108291**B146786 Second Appellate District,  
Division Seven

PEOPLE v. SMITH

Extension of time granted

Respondent's time to serve and file the answer brief on the merits is extended to and including June 2, 2003.

**S110791**

JONES (ERNEST D.) ON H.C.

Extension of time granted

to June 23, 2003 to file the reply to the informal response. After that date, only four further extensions totaling about 120 additional days will be granted. Extension is granted based upon counsel Michael Laurence's representation that he anticipates filing that document by 10/22/2003.

**S114347**

ARIAS (PEDRO) ON H.C.

Extension of time granted

to June 20, 2003 to file the informal response to petition for writ of habeas corpus. After that date only six further extensions totaling 180 additional days are contemplated. Extension is granted based upon Deputy Attorney General Alison Elle Aleman's representation that she anticipates filing that document by 12/16/2003.

**S114399**

H023031 Sixth Appellate District

PEOPLE v. LEAL

Extension of time granted

to June 23, 2003 for appellant to file the opening brief on the merits.

**S114551**

STEELE (RAYMOND EDWARD) ON H.C.

Extension of time granted

to June 26, 2003 to file the informal response to the petition for writ of habeas corpus. After that date, only two further extensions totaling about 50 additional days are contemplated. Extension is granted based

upon Deputy Attorney General Eric L. Christoffersen's representation that he anticipates filing that document by 8/15/2003.

**S030644**

PEOPLE v. ROLDAN (RICARDO)  
Order filed

Appellant's "Motion to Consolidate Appellate and Habeas Corpus Proceedings" filed on April 16, 2003, is denied.

**S115143**

ROLDAN (RICARDO) ON H.C.  
Order filed

Petitioner's "Motion to Consolidate Appellate and Habeas Corpus Proceedings" filed on April 16, 2003, is denied.

**S032832**

PEOPLE v. MARTINEZ (OMAR F.)  
Order filed

The motion filed on May 8, 2003, to "Consolidate Pending Appeal and Habeas Corpus Proceedings and Issue an Order to Show Cause" is denied.

**S106503**

B146708 Second Appellate District,  
Division Five

JARROW FORMULAS v. LAMARCHE  
Request for judicial notice granted

The "Motion for Judicial Notice of Amicus Curiae People of the State of California" (filed March 25, 2003) is granted. "Plaintiff's Request to Take Judicial Notice" (filed March 20, 2003) and "Plaintiff's Supplemental Request to Take Judicial Notice re Attorney General's Amicus Brief" (filed April 17, 2003) are denied. (*Mangini v. R.J. Reynolds Tobacco Co.* (1994) 7 Cal.4th 1057, 1063.)

**S112103**

MARTINEZ (OMAR) ON H.C.  
Order filed

The motion filed on May 8, 2003, to  
"Consolidate Pending Appeal and Habeas  
Corpus Proceedings and Issue an Order to  
Show Cause" is denied.

**S115837**

SANDERS v. S.C. (ROE)  
Transferred to CA 2, with cite to *Hagan*.

The above entitled matter is transferred to the  
Court of Appeal, Second Appellate District,  
for consideration in light of *Hagan v. Superior  
Court* (1962) 57 Cal.2d 767. In the event the  
Court of Appeal determines that this petition  
is substantially identical to a prior petition, the  
repetitious petition shall be denied.

**B171489** Second Appellate District

PEOPLE v. TROY LEE DOUGLAS  
Order filed

The time for granting review on the court's  
own motion is hereby extended to and  
including July 3, 2003. (Cal. Rules of Court,  
rule 28.2(d).)

